

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**MICHAEL J. FLOYD *et al.*,
*Plaintiffs***

v.

MERCK & CO., INC.,
Defendant

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CIVIL ACTION

No. 18-3912

ORDER

AND NOW, this 2nd day of April, 2020, upon consideration of Defendant Merck & Co., Inc.'s Motion for Summary Judgment (Doc. Nos. 29, 31), Plaintiffs' response thereto (Doc. No. 34), Merck's reply (Doc. No. 35), Plaintiffs' sur-reply (Doc. No. 38), oral argument held on January 6, 2020, and the parties' supplemental briefing (Doc. Nos. 43, 44), it is **ORDERED** that the Motion for Summary Judgment (Doc. No. 29) is **DENIED** for the reasons set forth in the accompanying Memorandum.

BY THE COURT:



GENE E.K. PRATTER
UNITED STATES DISTRICT JUDGE